

ITW

PATENT

Attorney Docket No. 2887.0258

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
TOSHIYUKI SASAKI ET AL.) Group Art Unit: 2812
)
Application No.: 10/688,965) Examiner: S.B. Geyer
)
Filed: October 21, 2003) Confirmation No.: 7425
)
For: METHOD OF MANUFACTURING)
A SEMICONDUCTOR DEVICE)
INCLUDING A DIELECTRIC FILM)
FORMED BETWEEN FIRST AND)
SECOND ELECTRODE LAYERS)

Mail Stop Issue Fee

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement ("IDS") is being filed after a Notice of Allowance but before payment of the Issue Fee and is accompanied by a fee of \$180.00 as specified under § 1.17(p) and a certification as specified under § 1.97(e).

Each document listed in this IDS was first cited in a Decision of Rejection issued by the Japanese Patent Office on January 30, 2007, in a counterpart Japanese application, and this IDS is being filed within three months of the mailing date of the Decision. Further, the Decision was not received more than thirty days prior to the filing

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of this IDS. In accordance with 37 C.F.R. § 1.704(d), no negative patent term adjustment consequences will apply to this IDS.

Copies of the listed foreign and non-patent literature documents are attached.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

In lieu of a statement of relevance or translation of the non-English documents, an English language version of the Decision of Rejection issued by the Japanese Patent Office citing these documents and setting forth the relevance thereof is enclosed. In addition, Applicant provides English-language abstracts of the listed Japanese publications.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account 06-0916.

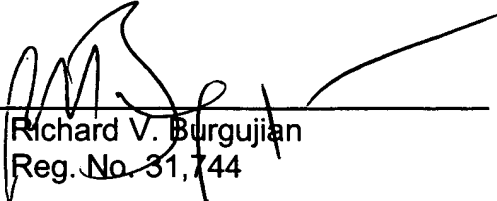
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: _____

2/22/07

By: _____


Richard V. Burgujian
Reg. No. 31,744

FEB 22 2007

Complete if Known

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

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of

1

Application Number

10/688,965

Filing Date

October 21, 2003

First Named Inventor

Toshiyuki Sasaki

Art Unit

2812

Examiner Name

S.B. Geyer

Attorney Docket Number

2887.0258

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		JP 2001-267301	09-28-2001	Toshiba Corp.		Abstract
		JP 2000-138294	05-16-2000	Asahi Kasei Microsystems KK		Abstract

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		Decision of Rejection issued by the Japanese Patent Office on January 30, 2007, in Japanese Patent Application No. 2003-203945, and English-language translation thereof	

Examiner
SignatureDate
Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.